

WESTERN DIVISION

ORDER

To obtain a commitment order against Castrejon-Alvarez, the government must establish three facts by clear and convincing evidence: (1) that Castrejon-Alvarez “has engaged or attempted to engage in . . . child molestation,” *id.* § 4247(a)(5); (2) that Castrejon-Alvarez currently “suffers

from a serious mental illness, abnormality, or disorder”; and (3) as a result of the serious mental illness, abnormality, or disorder, that Castrejon-Alvarez “would have serious difficulty in refraining from . . . child molestation if released.” Id. § 4247(a)(6); see United States v. Wooden, No. 11-7226, 2012 WL 3855641, at *1, 10 (4th Cir. Sept. 6, 2012); United States v. Francis, 686 F.3d 265, 273–74 (4th Cir. 2012); United States v. Hall, 664 F.3d 456, 461 (4th Cir. 2012); United States v. Comstock, 627 F.3d 513, 515–16 (4th Cir. 2010), cert. denied, 131 S. Ct. 3026 (2011).

On August 23, 2012, the court held a bench trial. On September 14, 2012, the court announced its findings and conclusions from the bench. The transcript is incorporated herein by reference. The court finds by clear and convincing evidence that Castrejon-Alvarez is a sexually dangerous person under the Adam Walsh Act. Thus, Castrejon-Alvarez is hereby committed to the custody and care of the Attorney General pursuant to 18 U.S.C. § 4248.

SO ORDERED. This 14 day of September 2012.


JAMES C. DEVER III
Chief United States District Judge